

10/05/99
JCS78 U.S. PTO

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

JCS78 U.S. PTO
09/412140
10/05/99

Attorney Docket No. : 1062-104.US

First Inventor or Application Identifier : SMITH, Clive

Title : "Medical Device With Communication, Measurement and Data Functions"

Express Mail Label No. : EJ748185342US

ADDRESS TO: Assistant Commissioner for Patents, Box Patent Application, Washington, D.C. 20231

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

1. [x] *Fee transmittal Form (e.g., PTO/SB/17) (*Submit an original, and a duplicate for fee processing*)
2. [x] Specification of 37 pages
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to Microfiche Appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
3. [x] Drawing(s) (35 U.S.C. 113) Total sheets: 5 sheets
4. [x] Oath or Declaration and Power of Attorney Total pages: 2
 - a. [x] Newly executed (original or copy)
 - b. [] Copy from a prior application (37 C.F.R. §1.63(d))
(for continuation/divisional with Box 17 completed) [Note Box 5 below]
 - i. [] Deletion of inventor(s)
Signed statement attached deleting inventor(s) named in the prior application,
see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b)
5. [] Incorporation By Reference (*useable if Box 4b is checked*)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. [] Microfiche Computer Program (Appendix)
7. [] Nucleotide and/or Amino Acid Sequence Submission (*if applicable, all necessary*)
 - a. [] Computer Readable Copy
 - b. [] Paper Copy (identical to computer copy)
 - c. [] Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. [] Assignment Papers (cover sheet & document(s))

UTILITY PATENT APPLICATION TRANSMITTAL, continued

9. 37 CFR 3.73(b) Statement (*when there is an assignee*) Power of Attorney
10. English Translation Document (*if applicable*) Copies of IDS citations
11. Information Disclosure Statement (IDS)/PTO-1449
12. Preliminary Amendment
13. Return Receipt Postcard (MPEP 503) (*Should be specifically itemized*)
14. *Small Entity Statements (PTO/SB/09-12)
 Statement filed in prior application, status still proper and desired
15. Certified Copy of Priority Document(s) (*if foreign priority is claimed*)
16. Other: Check
**A new statement is required to be entitled to pay small entity fees, except where one has been filed in a prior application and is being relied upon.*

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment.

continuation divisional continuation-in-part (CIP)
of prior application No.:

Prior application information: Examiner: Group/Art Unit:

18. CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label or Correspondence address below

Name: Colin P. Abrahams
Address: 5850 Canoga Avenue, Suite 400
Woodland Hills, California 91367, USA
Tel: (818)710-2788 Fax: (818)710-2798

Name: Colin P. Abrahams Registration No. (Attorney/Agent) 32,393

Signature: Colin P. Abrahams Date: October 5, 1999

Certificate of Mailing

Express Mail Label No.: EJ748185342US

Date of Deposit: October 5, 1999

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

Colin P. Abrahams
(typed name)

Colin P. Abrahams
(Signature)

smith/1062-104.US/04

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9 (f) AND 1.27 (b)) - INDEPENDENT INVENTOR**

Attorney's Docket No.: 1062-101.US

Applicant or Patentee: Clive Smith

Serial or Patent No.: Not known

Filed or Issued: Filed concurrently herewith

For: "Medical Device with Various Functions, and Methods"

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37CFR1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office described in

the specification filed herewith with title as listed above.
 the application identified above.
 the patent identified above.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9 (c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR 1.9 (e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey or license any rights in the invention is listed below:

No such person, concern, or organization exists.
 Each such person, concern or organization is listed below.

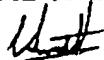
Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Clive Smith

NAME OF INVENTOR



Signature of Inventor
Date: October 4, 1998

NAME OF INVENTOR

Signature of Inventor
Date

NAME OF INVENTOR

Signature of Inventor
Date

smith/1062-101.PROV/01

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

COPY

FEE TRANSMITTAL

for FY 1999

*Patent fees are subject to annual revision.
Small Entity payments must be supported by a small entity statement,
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.*

TOTAL AMOUNT OF PAYMENT (\$ 380.00)

Complete if Known

Application Number	To be assigned
Filing Date	October 5, 1999
First Named Inventor	Clive Smith
Examiner Name	Unknown
Group / Art Unit	Unknown
Attorney Docket No.	1062-104.US

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number	
Deposit Account Name	

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

2. Payment Enclosed:

Check Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)
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Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101 760	201 380	Utility filing fee	380.00
106 310	206 155	Design filing fee	
107 480	207 240	Plant filing fee	
108 760	208 380	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$ 380.00)

2. EXTRA CLAIM FEES

Extra Claims	Fee from below	Fee Paid
Total Claims 18	-20** =	X = -
Independent Claims 3	-3** =	X = -
Multiple Dependent		= -

** or number previously paid, if greater; For Reissues, see below

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)
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103 18	203 9	Claims in excess of 20
102 78	202 39	Independent claims in excess of 3
104 260	204 130	Multiple dependent claim, if not paid
109 78	209 39	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 00.00)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 380	216 190	Extension for reply within second month	
117 870	217 435	Extension for reply within third month	
118 1,360	218 680	Extension for reply within fourth month	
128 1,850	228 925	Extension for reply within fifth month	
119 300	219 150	Notice of Appeal	
120 300	220 150	Filing a brief in support of an appeal	
121 260	221 130	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,210	241 605	Petition to revive - unintentional	
142 1,210	242 605	Utility issue fee (or reissue)	
143 430	243 215	Design issue fee	
144 580	244 290	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Petitions related to provisional applications	
126 240	126 240	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 760	246 380	Filing a submission after final rejection (37 CFR 1.129(a))	
149 760	249 380	For each additional invention to be examined (37 CFR 1.129(b))	

Other fee (specify) _____

Other fee (specify) _____

Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$)

SUBMITTED BY

Typed or Printed Name	Colin P. Abrahams	Complete (if applicable)
Signature	<i>Colin P. Abrahams</i>	Reg. Number 32,393

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.